

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Kathleen K Hofer v David C Hofer**

Docket No. **284032**

L.C. No. **2005-713956-DM**

Mark J. Cavanagh, Judge, acting under MCR 7.211(E)(2), orders:

The motion to strike appellant's brief is DENIED. Defendant-appellee fails to specifically identify any non-record material incorporated into the challenged brief. In any case, whether appellant's brief refers to non-record material, raises unpreserved issues or contains misrepresentations of the law are matters which should be addressed in appellee's brief, not a motion to strike. Appellant's brief substantially complies with the requirements of MCR 7.212, therefore, there are no grounds for striking the brief. MCR 7.212(I).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 10 2008

Date

Sandra Schultz Mengel
Chief Clerk